

IN THE CIRCUIT COURT IN AND FOR SUMTER COUNTY, FLORIDA
SUMTER COUNTY, FLORIDA

Petitioner,
v.

Case No. 2009-CA-000476

**TURKEY RUN 2, a Florida limited
liability company, et al.,**

Parcels: 112

Respondents.

MEDIATED SETTLEMENT AGREEMENT

As a result of a Mediation Conference held on April 7, 2010, the parties reached the following Settlement Agreement contingent upon Sumter County Board approval:

1. Petitioner, **Sumter County** will pay to Respondents, **Gynelle Rast, Ellen Kay Wilson, and James David Rast** the sum of \$113,000.00 (One Hundred Thirteen Thousand and No/100 Dollars) in full settlement, subject to any apportionment claims, ~~of~~ *for* all claims for compensation from Petitioner whatsoever, including business damages, but excluding attorney's fees, experts' fees, and costs. *BSA VAB 50*

2. Petitioner shall be entitled to a credit for the initial deposit made in this case in the amount of \$58,950.00 (Fifty Eight Thousand Nine Hundred Fifty and no/100 dollars) *Attorney costs BSA VAB 50*

3. In addition to the settlement amount referenced in Paragraph 1 of this Agreement, Petitioner will pay \$17,836.50 (Seventeen Thousand Eight Hundred Thirty Six and 50/100 Dollars) in total attorney's fees ~~and attorney litigation costs~~ in this case, including fees related to monetary and non-monetary benefits and supplemental proceedings, if any. *BSA*

4. Experts' fees and costs *and attorney costs BSA VAB 50* will be handled separately.

5. Counsel for Petitioner and Respondent will jointly submit to the Court for signature a mutually approved Stipulated Final Judgment in this matter as soon as practical hereafter, but not prior to the satisfaction of all conditions contained herein.

County: VAB BSA
SC 11

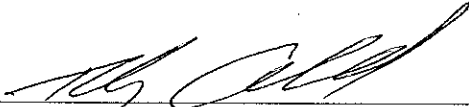
6. Respondent shall waive any and all claims to the five foot wide strip of property, identified as the maintained right of way, and provide to Petitioner a quit claim deed conveying Respondent's interest, if any, in the County: VAB BSA
SC 11
01
maintained right of way. ☒ BSA

7. The construction plans relevant to this parcel will be attached and incorporated in the stipulated final judgment.

8 Attached hereto is an addendum to this Agreement.

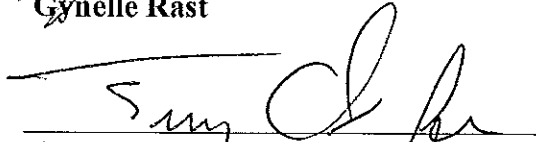
_____ Yes _____ ☒ No

9. This Agreement, dated April 7, 2010, contains all of the agreements of the parties.


Sumter County Representative


Attorney for Sumter County
Vivian Arenas-Battles


Gynelle Rast


Attorney for Respondents
Tom Callan


Mediator, Lawrence S. Gendzier